

REMARKS/ARGUMENTS

AMENDMENTS

Claim Objections

1. The Examiner has objected to the specification claiming that the specification fails to provide sufficient antecedent basis for the use of the term "piano hinge" in claims 1, 13 and 20. Applicant has reviewed this application and does not see where this term "piano hinge" is used in claims 1 or 20 of the present application. Furthermore, claims 1 and 20 have been currently canceled from the application. Claim 13 has been amended to remove this language from the claims of the application. Applicant respectfully submits that this objection has been overcome and requests withdrawal of this rejection.

Statutory Type Double Patenting Rejection

2. The Examiner has provisionally rejected claims 2-17 of the application as filed, under 35 USC §101 in view of claims 2-17, 19 and 20 in co-pending Application No. 10/050,370.

3. Claims 2-17, 19 and 20 of U.S. Application No. 10/050,370 have been canceled from that application and are no-longer co-pending with the claims of the present invention. Therefore, Applicant respectfully requests that the rejections made in view of these claims from this co-pending application be withdrawn.

4. The Examiner has rejected claims 4-5 and 19-20 of the present application as being the same invention as the invention claimed in claims 1, 14, 25 and 38 of U.S. Pat. No. 6,368,565.

5. Claims 4 and 5 of the present application have been amended to have a scope different from the scope of the claims set forth in the patent cited by the Examiner. Furthermore, claims 19 and 20 of the present application have been canceled from the application.

Double Patenting Non-Statutory

6. Claims 1, 2-3, 6-17 and 18 have been rejected under obviousness type double patenting in view of the claims of the previously issued and commonly owned U.S. Pat. No. 6,368,565. To overcome this rejection please find attached to this response a terminal disclaimer disclaiming any portion of patent term which would extend beyond the termination date of U.S. Pat. No. 6,368,565.

Claim Rejections - 35 USC § 102

6. The Examiner has rejected claim 1 under 35 USC §102(b) as being anticipated by Spencer et al., U.S. Patent No. 5,759, 502.
7. While the Applicant disagrees with the Examiner's rejection of this claim, claim 1 of the application has been canceled and this rejection is no longer relevant to the discussion related to the allowability of these patent claims.

CONCLUSION

Reconsideration and allowance of the application as amended is respectfully requested.

If the Examiner feels it would advance the application to allowance or final rejection, the Examiner is invited to telephone the undersigned at the number given below.

DATED this 23rd day of August 2005.

Very respectfully,



Derek H. Maughan
Reg. No. 52,007
(208) 345-1122



Examiner Chorbaji
Serial # 10/050,400

CERTIFICATE OF MAILING

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service on the below date as first class mail in an envelope addressed to:

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

DATE: August 23, 2005

Suez - H. Yorita
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